

## FARGO CITY COMMISSION AGENDA

Monday, June 13, 2022 - 5:00 p.m.

City Commission meetings are broadcast live on TV Fargo Channel 56 and online at [www.FargoND.gov/streaming](http://www.FargoND.gov/streaming). They are rebroadcast Mondays at 5:00 p.m., Thursdays at 7:00 p.m. and Saturdays at 8:00 a.m. They are also included in the video archive at [www.FargoND.gov/citycommission](http://www.FargoND.gov/citycommission).

- A. Pledge of Allegiance.
- B. Roll Call.
- C. Approve Order of Agenda.
- D. Minutes (Regular Meeting, May 31, 2022).

### **CONSENT AGENDA – APPROVE THE FOLLOWING:**

- 1. Receive and file Gas Franchise Ordinance.
- 2. 2nd reading and final adoption of the following Ordinances; 1st reading, 5/31/22:
  - a. Annexing a Certain Parcel of Land Lying in a Portion of the Northwest Quarter of Section 10, Township 138 North, Range 49 West of the 5th Principal Meridian.
  - b. Rezoning Certain Parcels of Land Lying in Christianson 32nd Avenue South Second Addition.
  - c. Rezoning a Certain Parcel of Land Lying in Magnum North Addition.
  - d. Rezoning a Certain Parcel of Land Lying in Laverne's Second Addition.
  - e. Rezoning Certain Parcels of Land Lying in Covey Ranch Second Addition.
  - f. Rezoning Certain Parcels of Land Lying in Westrac Third Addition.
  - g. Relating to Designated Passenger Loading Areas and Relating to Classification of Ordinance Violations.
- 3. Resolution Establishing Designated Passenger Loading Areas.
- 4. Site Authorizations for Games of Chance:
  - a. West Fargo Hockey Association at Fort Noks.
  - b. North Dakota Horse Park Foundation at Legends.
- 5. Applications for Games of Chance:
  - a. ND Long Term Care Association for a raffle on 9/15/22.
  - b. Fargo Moorhead Derby Girls for a raffle on 7/9/22.
  - c. ALS Association for a raffle on 8/22/22; Public Spirited Resolution.
  - d. AO1 Foundation, Inc. for a raffle on 6/21/22.
  - e. Stomp for a raffle on 6/20/22.
  - f. North Dakota CPA Society Foundation for a raffle on 6/21/22.
  - g. Villa Nazareth d/b/a CHI Friendship for a raffle on 10/21/22.
  - h. Steve Weidner FM Junior Tour for a calendar raffle from 7/1/22 to 6/30/23.
- 6. Renewal of the Alcoholic Beverage and Live Entertainment Licenses until 6/30/23, contingent upon all essential requirements for renewal being met by 6/30/22.
- 7. Change Order No. 11 in the amount of \$54,862.70 for Project No. FM-16-A1.

8. Change Order No. 1 for a time extension to the substantial and final completion dates of 10/24/22 and 11/7/22 for Project No. MP-20-A2.
9. Red River Water Course Setback Waiver for construction of improvements at 225 4th Avenue North.
10. Consent to Construction with Don's Car Washes, Inc. at 2727 13th Avenue South.
11. Easement (Temporary Construction Easement) with Fargo Country Club for Project No. FM-22-B1.
12. Bid advertisement for the following Projects:
  - a. No. HD-22-A.
  - b. No. UR-22-B.
13. Bid award for the GTC Elevator Refurbish (AFB22087).
14. 90-day extension of FMLA leave for Fire Captain Jesse Schmidt.
15. Purchase of Service Agreement with Mapleton Public School District.
16. Notice of Grant Award from the ND Department of Health and Human Services for the Title X Family Planning Program (CFDA #93.217).
17. Notice of Grant Award from the ND Department of Health and Human Services Family Planning Telehealth Infrastructure Enhancement and Expansion Grant (CFDA #93.217).
18. Market adjustments for equipment operators and related positions.
19. Set June 27, 2022 at 5:15 p.m. as the date and time for a hearing on a dangerous building at 1108 18th Street North.
20. Monthly rate of \$129.00/stall for reserved parking at the Mercantile Parking Ramp.
21. Resolution Approving Written Agreements for the Milton Earl Activity Home Investment Partnership Program Funds for new construction at 708 4th Avenue North (HUD Home Grant Funds).
22. Application for Appropriation from Civil Asset Forfeiture Fund in the amount of \$30,583.79 for updating/upgrading ballistic protection for Narcotics and Street Crimes Unit detectives and computer equipment for staff in Criminal Investigations Division.
23. Landfill Agreement (Use of Fargo Landfill) with Fat Man Trash, LLC, effective 6/13/22.
24. Change Order No. 1 for a decrease of -\$1,345.42 for Project No. WA2005.
25. Change Order No. 1 in the amount of \$1,142.00 for Project No. WA2012.
26. Contracts and bonds for Project Nos. FM-19-C1, FM-22-C2 and TP-21-B1.
27. Bills.
28. Documented CatEx Addendum to select the 2x1 roundabout as the preferred design modification on 52nd Avenue South Reconstruction Project (Improvement District No. BN-23-A1).

29. Agreement – Early Building Permit for The Rye at Tillstone Group, LLC (Improvement District No. BN-22-F1).
30. Contract Amendment No. 6 with Houston Engineering in the amount of \$116,196.00 for Improvement District No. MS-17-A0.
31. Two Access Easements (Street Easement) with Southeast Cass Water Resource District (Improvement District No. BN-22-C1).
32. Permanent Easement (Street and Utility) with LaVerne A. Montplaisir Family Trust and Montplaisir Ag and Rental, LLP (Improvement District No. BN-22-C1).
33. Create Improvement District No. PN-22-M.
34. Contracts and bonds for Improvement District Nos. BN-22-L1 and UN-22-M1.

#### **REGULAR AGENDA:**

35. **RESIDENT COMMENTS (Fargo residents will be offered 2.5 minutes for comment with a maximum of 30 minutes total for all resident comments. Residents who would like to address the Commission, whether virtually or in person, must sign-up at [FargoND.gov/VirtualCommission](https://www.fargoND.gov/VirtualCommission)).**
36. **\*Public Input Opportunity\* - PUBLIC HEARINGS - 5:15 pm:**
  - a. MHB Guardian Addition (1 2nd Street South); approval recommended by the Planning Commission on 5/3/22:
    1. Zoning Change from DMU, Downtown Mixed-Use to DMU, Downtown Mixed-Use and P/I, Public and Institutional.
    2. 1st reading of rezoning Ordinance.
    3. Plat of MHB Guardian Addition.
  - b. Renaissance Zone Project for Great Plains Block 3 Venture, LLC for a new construction project at 225 4th Avenue North and 419 3rd Street North; continued from the 5/31/22 Regular Meeting.
  - c. Development Agreement for Tax Increment Financing District No. 2021-01 (225 4th Avenue North and 419 3rd Street North); continued from the 5/31/22 Regular Meeting.
37. Construction Update.
38. Applications for Property Tax Exemptions for Improvements Made to Buildings:
  - a. David Haugrud, 901 8th Street South (5 year).
  - b. Christopher Nelson and Kyja Kristjansson-Nelson, 338 Elmwood Avenue South (5 year).
39. Recommendations for appointments to the following Commissions and Board:
  - a. Special Assessment Commission.
  - b. Native American Commission.
  - c. Library Board.

People with disabilities who plan to attend the meeting and need special accommodations should contact the Commission Office at 701.241.1310 at least 48 hours before the meeting to give our staff adequate time to make arrangements.

Minutes are available on the City of Fargo website at [www.FargoND.gov/citycommission](https://www.fargoND.gov/citycommission).